

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

EXPRESS MAIL NO. EV809338305US

Applicant : Harukazu Kitagawa, et al.  
 Application No. : N/A  
 Filed : August 24, 2006  
 Title : AN IMMUNOSTIMULATORY OLIGONUCLEOTIDE THAT INDUCES  
           INTERFERON ALPHA (AS AMENDED)  
 Grp./Div. : N/A  
 Examiner : N/A  
 Docket No. : 58270/A400

**INFORMATION DISCLOSURE STATEMENT**  
**37 CFR § 1.97(b)**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Post Office Box 7068  
 Pasadena, CA 91109-7068  
 August 24, 2006

Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO/SB/08A/B listing the references that are known to applicant. Copies of each of the listed references are enclosed. This filing is timely because it is made during one of the periods described in 37 CFR § 1.97(b).

It is respectfully requested that the listed references be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application. Applicant also requests that an initialed copy of FORM PTO/SB/08A/B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

Respectfully submitted,  
 CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout  
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 626/795-9900

DBP/aam

Enclosures: Form PTO/SB/08A/B, w/references

FORM PTO/SB/08A/B (10-01) Substitute for PTO-1449A/B	Attorney Docket Number	58270/A400
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)	Application Number	N/A
	Filing Date	August 24, 2006
	Applicant(s)	Harukazu Kitagawa, et al.
	Group Art Unit	N/A
	Examiner Name	N/A

**U.S. PATENT DOCUMENTS**

EXAMINER INITIALS	Cite No. <sup>1</sup>	DOCUMENT NUMBER Number - Kind Code <sup>2</sup> (If Known)	Publication Date MM-DD-YYYY	Name of Patentee
		2003/0050268 A1	03-13-2003	Krieg, et al.
		2003/0087848 A1	05-08-2003	Bratzler, et al.

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIALS	Cite No. <sup>1</sup>	FOREIGN PATENT DOCUMENT Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (If Known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T <sup>6</sup> ( <input checked="" type="checkbox"/> )
		JP 2003-510290	03-18-2003	Coley Pharmaceutical Group, Inc.	
		WO 2004/000351 A1	12-31-2003	Bachmann, et al.	

**OTHER DOCUMENTS**

EXAMINER INITIALS	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
		International Search Report, dated 06-14-2005, corresponding to PCT/JP2005/003693
		KURAMOTO, ET AL., "Oligonucleotide Sequences Required for Natural Killer Cell Activation," Jpn. J Cancer Res., vol. 83, pages 1128-1131, November 1992
		GRUG, ET AL., "Identification of CpG oligonucleotide sequences with high induction of IFN-alpha/beta in plasmacytoid dendritic cells," Eur. J. Immunol., vol 31, pages 2154-2163, 2001

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EXAMINER SIGNATURE		DATE CONSIDERED
<p>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="http://www.pto.gov">www.pto.gov</a> or MPEP 901.4. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English Language Translation is attached.</p>		